

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

**Playtex Products, Inc.,**

**Plaintiff,**

**v.**

**Case No. C-1-02-391  
Judge Thomas M. Rose**

**The Proctor & Gamble Distributing Company,  
and The Proctor & Gamble Company,**

**Defendants.**

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**MEMORANDUM OPINION**

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Discovery concerning damages in the instant case is hereby **STAYED** until October 31, 2003, by which time the Court will have ruled on outstanding motions for summary judgment. The parties are to proceed, however, with the scheduling of depositions and the preparation of answers to interrogatories, in order to be prepared to proceed expeditiously to trial in the event that the instant case survives the decision of the pending motions.

**DONE and ORDERED** in Dayton, Ohio, this Wednesday, October 15, 2003.

S/Thomas M. Rose

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**THOMAS M. ROSE  
UNITED STATES DISTRICT JUDGE**

Copies furnished to:  
Counsel for Parties